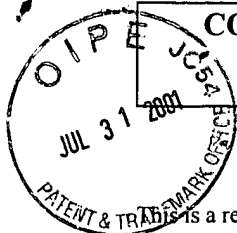


08-01-01

CPA/1632/18



CONTINUED PROSECUTION APPLICATION (CPA)

Request Transmittal Under Small Entity Status

(Only for Continuation or Divisional Applications Under 37 CFR § 1.53(d))

Attorney Docket No.

GDI-1CPA1

TECH CENTER 1600/2900

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9-12-01

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TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a request for a ☒ continuation ☐ divisional application under 37 CFR § 1.53(d) (Continued Prosecution Application (CPA)), of prior application No. 09/360,199 filed on 7/23/1999, and entitled Intestinal Gene Therapy.

Name of Applicant(s): Jack Gauldie, Steve Collins, Christopher Thomson, Bruce Vallance, Yonhong Wan.

- (X) The issue fee in the prior application has not been paid.
 (X) The prior application is abandoned under 37 CFR § 1.53(d)(2) as of the filing date of this continued prosecution application.
 (X) Please use the file jacket and all the contents of the prior application, including the specification, drawings, and entered amendments, to constitute the new application.

Foreign Priority - 35 USC § 119

- () Foreign priority under 35 U.S.C. § 119 has been claimed in prior application No. _____ / _____ filed on _____, in (country) _____.
 () The certified copy has been filed in prior application No. _____ / _____ filed on _____.
 () A separate paper claiming direct priority to a foreign application is enclosed herewith. A certified copy of the foreign application will be provided in due course.

Other Amendments

- () Before calculating the filing fee, amend the prior application as follows:
 () Cancel the following claims: _____.
 () Enter the enclosed preliminary amendment.
 () Enter the unentered amendment(s) previously filed on _____ under 37 CFR § 1.116 in the prior nonprovisional application. A copy of the amendment(s) is (are) enclosed.

Inventorship Statement

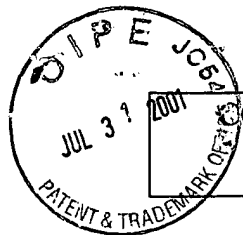
- () Delete the following named inventors in the prior application as inventors in this application in accordance with 37 CFR § 1.53(d)(4) as a result of a change in the claimed subject matter: _____

Assignment

- (X) The prior application is assigned to Steve Collins and Jack Gauldie.

Enclosures

- () Specification; ___ Total Pages. () Drawing(s); ___ Total Sheets.
 () Oath or Declaration:
 () A newly executed combined oath or declaration and power of attorney (37 CFR § 1.63(d)(4)).
 () A copy from a prior application for continuation/divisional (37 CFR § 1.63(d)(1)).
 () Incorporation by reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
 () Power of Attorney was changed during prosecution of prior application to _____.
 () Correspondence address was changed during prosecution of prior application to that shown below.
 () Priority Documents (if foreign priority is claimed).
 () Associate Power of Attorney.
 (X) Verified statement(s) to establish status as a small entity:
 () Is enclosed. () Small entity status is no longer claimed.
 (X) A statement was filed in the prior application, and small entity status is still proper and desired.
 (X) Return Receipt Postcard. () Preliminary Amendment(s). () Unentered Amendment(s).
 () A check in the amount of \$_____ for the Filing Fee.
 (X) Other: Petition for a Three-Month Extension of Time and a check in the amount of \$445.00 is enclosed.



CONTINUED PROSECUTION APPLICATION (CPA)
Request Transmittal Under Small Entity Status
(Only for Continuation or Divisional Applications Under 37 CFR § 1.53(d))

Attorney Docket No.
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Filing Fee Calculation

FOR	CLAIMS AS FILED		RATE	FEE
	NO. FILED	NO. EXTRA		
Total Claims	28	8	\$9.00	\$ 72.00
Independent Claims	5	2	\$40.00	\$ 160.00
Multiple Dependent Claim Fee (if applicable)				\$ 0.00
Assignment Recording Fee (if applicable)				\$ 0.00
Basic Filing Fee				\$ 355.00
Total Filing Fee				\$ 587.00

Please charge \$ _____ to Deposit Account No. _____ pursuant to 37 CFR § 1.25. At any time during the pendency of this application, the Commissioner is hereby authorized to charge any fees required or credit any overpayment to this Deposit Account. A duplicate copy of this sheet is enclosed for fee processing against this Deposit Account.

Respectfully submitted,

By: _____

Timothy H. Van Dyke
Attorney of Record
Reg. No. 43218

Date: 7/31/2001

Correspondence Address:

Bencen & Van Dyke, P.A.
1630 Hillcrest Street
Orlando, Florida 32803
Phone: 407-228-0328
Fax: 407-228-0329

I hereby certify that this is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service with sufficient postage under 37 CFR § 1.10 on the date indicated below and is addressed to:

Assistant Commissioner for Patents
Box CPA
Washington, D.C. 20231

By: _____

Typed Name: Timothy H. Van Dyke

Express Mail Label No.: ET321924485US

Date of Deposit: 7/31/2001